

DISPOSITION: November 20, 1951. Default decree of condemnation and destruction.

VEGETABLES*

18333. Adulteration of red kidney beans and rice. U. S. v. 8 Cases, etc. (F. D. C. No. 31918. Sample Nos. 17183-L, 17184-L.)

LIBEL FILED: October 22, 1951, District of Nevada.

ALLEGED SHIPMENT: On or about February 19, 1951, from Los Angeles, Calif., by Budget Pack, Inc.

PRODUCT: 8 cases, each containing 12 2-pound packages, of red kidney beans, and 9 cases, each containing 12 3-pound packages, of rice at Las Vegas, Nev.

LABEL, IN PART: "Budget Pack * * * Kidney Beans" and "Budget Pack Brand * * * Blue Rose Rice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances since they were insect-infested.

DISPOSITION: November 27, 1951. Default decree of condemnation and destruction.

18334. Misbranding of canned pork and beans. U. S. v. 400 Cases * * *. (F. D. C. No. 32050. Sample No. 32937-L.)

LIBEL FILED: October 26, 1951, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about September 9 and 12, 1951, by Kennard Food Products, Inc., from Kennard, Ind.

PRODUCT: 400 cases, each containing 24 1-pound, 4-ounce cans, of pork and beans at Milwaukee, Wis.

LABEL, IN PART: "Fargo Brand Pork and Beans With Tomato Sauce."

NATURE OF CHARGE: Misbranding, Section 403 (a), the vignette depicting a plate of beans with a piece of lean pork and the label statement "With Tomato Sauce" were false and misleading since the meat product in the article consisted entirely of a small piece of fat, and the article did not contain tomato sauce.

DISPOSITION: December 10, 1951. E. R. Godfrey & Sons Co., Glendale, Wis., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Food and Drug Administration.

18335. Adulteration of canned beets. U. S. v. 114 Cases * * *. (F. D. C. No. 32018. Sample No. 1387-L.)

LIBEL FILED: On or about November 20, 1951, Northern District of Georgia.

ALLEGED SHIPMENT: On or about December 18, 1950, from Raymondville, Tex.

PRODUCT: 114 cases, each containing 24 1-pound, 4-ounce cans, of beets at Atlanta, Ga.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of its chemical decomposition. The article was adulterated while held for sale after shipment in interstate commerce.

*See also No. 18306.

DISPOSITION: December 17, 1951. Default decree of condemnation. The court ordered that the product be delivered to a public institution for use as animal feed.

18336. Adulteration of canned beets. U. S. v. 45 Cases * * *. (F. D. C. No. 32062. Sample No. 16190-L.)

LIBEL FILED: November 5, 1951, Western District of Missouri.

ALLEGED SHIPMENT: On or about October 31, 1950, from Appleton, Wis.

PRODUCT: 45 cases, each containing 6 1-pound cans, of beets at Kansas City, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its chemical decomposition. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: January 3, 1952. Default decree of destruction.

18337. Adulteration of olives. U. S. v. 42 Cases * * *. (F. D. C. No. 32082. Sample No. 31589-L.)

LIBEL FILED: On or about November 14, 1951, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about August 10, 1951, by Arturo Cert, from Seville, Spain.

PRODUCT: 42 cases, each containing 12 2-pound, 3-ounce cans, of olives at St. Louis, Mo.

LABEL, IN PART: "Spanish Manzanilla Olives Stuffed With Anchovies."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. Examination disclosed that the product was decomposed.

DISPOSITION: December 6, 1951. Default decree of condemnation and destruction.

TOMATOES AND TOMATO PRODUCTS

18338. Adulteration of canned tomatoes. U. S. v. 226 Cases * * *. (F. D. C. No. 32115. Sample No. 19280-L.)

LIBEL FILED: November 23, 1951, District of Minnesota.

ALLEGED SHIPMENT: On or about October 15, 1951, by the Ingalls Canning Co., from Pendleton, Ind.

PRODUCT: 226 cases, each containing 6 6-pound, 6-ounce cans, of tomatoes at Minneapolis, Minn.

LABEL, IN PART: "Red Gem Brand * * * Tomatoes Packed by Westwood Canning Co., Inc., New Castle, Ind."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed material.

DISPOSITION: January 9, 1952. A default decree was entered ordering the product denatured for use as animal feed or destroyed.

18339. Adulteration of tomato paste. U. S. v. 64 Cases * * *. (F. D. C. No. 31906. Sample No. 12930-L.)

LIBEL FILED: October 31, 1951, District of Colorado.